

April 7, 1978

LB 650, 569, 595,
748, 922, 964

CLERK: 25 ayes, 0 nays on the adoption of Senator Luedtke's amendments, Mr. President.

PRESIDENT: It's adopted.

SPEAKER LUEDTKE: Mr. President, I will take very little time just to add I just want to point out two or three of the very important matters in this bill. One of them deals with the section on sections twenty four, twenty five, twenty six, twenty seven which restore provisions of the pre-Nebraska probate code to provide the discovery procedure for property of a decedent when there has been thought to have been property that they didn't go after. We had taken this out but the experience of the last year or so has proved, according to the experiences of the judges and lawyers, that we should put that back and we are going to admit that it should be back and we're putting it back in there. Section twenty nine defers the date due for inheritance tax and this is extremely important. If there are any inheritance tax matters pending, that we change the due date for inheritance tax from ten months to twelve months after the death of the decedent. It had been shortened from sixteen months to ten months and then because of a federal act now requires that you file your federal state tax in nine months, the ten month period we have in our law is just not sufficient to get the state tax return in. I can speak from personal experience that this is very difficult to do if not impossible and so this is extremely important to the administration of probate laws in Nebraska to get that back up to at least twelve months, and then section thirty and thirty one deals with the picking up full credit for the state death taxes by the new federal regulations of the new laws on federal state tax, on what they call unified transfer tax which is the new approach in estate taxes on the federal level, we can pick up, it correlates the federal act to the state act and then the last, section thirty two in the same vein extends the time for payment of the Nebraska state tax from ten to twelve months which is obvious if you're going to extend the other one. So those are the real important matters and why it's essential that we get LB 650 passed this session.

PRESIDENT: Record your vote. Have you all voted? Record.

CLERK: 26 ayes, 1 nay on the motion to advance, Mr. President.

PRESIDENT: The bill is advanced.

CLERK: Mr. President, Senator Carsten would like to be excused at 11:00 a.m. today. Mr. President, Senator Rasmussen asks unanimous consent to print amendments to LB 569 in the Journal. (See page 1712 of the Journal.) Mr. President, your committee on Enrollment and Review respectfully reports that we have carefully examined and reviewed LB 922 and recommend that same be replaced on Select File. Mr. President, your committee on Enrollment and Review respectfully reports that we have carefully examined and engrossed LB 748 and find the same correctly engrossed, 964 correctly reengrossed.

PRESIDENT: This is E Week at the University of Nebraska and the Engineering Department, the students there have an outstanding display of solar apparatus. It goes on exhibition at noon and will be there until 5:00 this afternoon. It's near the Selleck Quadrangle and all Senators are urged to attend. I understand that it's an outstanding display. We now go to LB 595.